

MONDAY, FEBRUARY 19, 1990

SIXTY-SEVENTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. Daniel Hayes, Brooks Memorial United Methodist Church, Nashville, Tennessee.

Representative Mary Pruitt led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 96

Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisbar, Love, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

SIGNED

February 15, 1990

The Speaker announced that he had signed the following: House Joint Resolution(s) No(s). 603, 605, 606, 611, 626 and 628.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

SIGNED

February 15, 1990

The Speaker announced that he had signed the following: Senate Joint Resolution(s) No(s). 449, 450, 451 and 479.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

**MESSAGE FROM THE SENATE**

**February 16, 1990**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 603, 605, 606, 611, 626 and 628; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**February 16, 1990**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 453, 454, 456, 461, 462, 467, 468, 472 and 475; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

**February 16, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 626 and 628; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**

**February 16, 1990**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 2013 and 2118; with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

**MESSAGE FROM THE GOVERNOR**

**February 16, 1990**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 1888, 1891, 1923, 2057, 2197, 2324, 2334 and 2459; also, House Joint Resolution(s) No(s). 532, 567, 569, 571, 572, 573, 576, 577, 578, 579, 580, 581, 582, 584, 585, 586, 587, 590, 591, 592, 594, 598, 601, 602, 604, 614 and 616; with his approval.

DAVID H. WELLES,  
Counsel to the Governor.

MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY

SIGNED  
February 19, 1990

The Speaker announced that he had signed the following: Senate Joint Resolution(s) No(s). 453, 454, 456, 461, 462, 467, 468, 472 and 475.

REPORT OF CHIEF ENGROSSING CLERK  
February 19, 1990

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 603, 605, 606 and 611; for his action.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

JOINT STATUTORY COMMITTEE REPORT  
COUNCIL ON PENSIONS AND INSURANCE  
February 12, 1990

MR. SPEAKER: Your Joint Statutory Committee, Council on Pensions and Insurance, begs leave to report that we have carefully considered and recommend to the appropriate standing committee for passage: House Bill(s) No(s). 103 (with amendment), 312 (with amendment), 1497, 1799 and 1722 (with amendment).

We further beg leave to report that House Bill(s) No(s). 2185 was/were considered but did not receive a recommendation for passage.

SEN. DUNAVANT, Chairman.

JOINT STATUTORY COMMITTEE REPORT  
COUNCIL ON PENSIONS AND INSURANCE  
February 19, 1990

MR. SPEAKER: Your Joint Statutory Committee, Council on Pensions and Insurance, begs leave to report that we have carefully considered and recommend to the appropriate standing committee for passage: House Bill(s) No(s). 671 (with amendment), 1604 (with amendment) and 2337.

We further beg leave to report that House Bill(s) No(s). 2455 was considered but did not receive a recommendation for passage.

SEN. DUNAVANT, Chairman.

RULES SUSPENDED

Rep. McDaniel moved that the rules be suspended for the purpose of introducing House Resolution No. 101 out of order, which motion prevailed.

MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY

House Resolution No. 0101 -- Memorials, Personal Achievement -- Congratulates Dale Smith Thomas on selection as Mrs. Tennessee 1990. by \*McDaniel.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. McDaniel, the resolution was adopted by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 1581 -- Criminal Offenses -- Reduces penalty for cockfighting. Amends TCA, Title 39, Ch. 14, Pt. 2.

On motion, House Bill No. 1581 was made to conform with Senate Bill No. 1576.

On motion, Senate Bill No. 1576, on same subject, was substituted for House Bill No. 1581.

Rep. Davis (Cocke) moved that Senate Bill No. 1576 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	61
Noes. . . . .	33
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Bell, Bivens, Bragg, Buck, Burchfield, Burnett, Cole, Collier, Copeland, Crain, Cross, Davidson, Davis (Cocke), Davis (Knox), DeBerry,

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

DePriest, Dixon, Duer, Gaia, Givens, Gunnels, Harrill, Haun, Head, Henry (Putnam), Henry (Roane), Hillis, Hobbs, Holt, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Pinion, Rhinehart, Ridgeway, Robinson (Washington), Severance, Starnes, Turner (Hamilton), Turner, L. (Shelby), Webb, Whitson, Winningham, Wix, Wood, Yelton, Mr. Speaker Murray -- 61.

Representatives voting no were: Austin, Bittle, Byrd, Callicott, Chiles, Clark, Coffey, Curlee, Davis (Gibson), Garrett, Good, Halteman, Hassell, Herron, Holcomb, Hubbard, Kent, Kisber, Odum, Peroulas, Pruitt, Purcell, Robinson (Hamilton), Scruggs, Shirley, Sipes, Stallings, Stamps, Turner, C. (Shelby), Ussery, West, Williams, Wolfe -- 33.

Representatives present and not voting were: Cain -- 1.

A motion to reconsider was tabled.

**House Bill No. 1867** -- Courts, General Sessions -- Revises general sessions courts procedures and taxes. Amends TCA 16-15-5001, 5003, 5005--5008.

On motion, **House Bill No. 1867** was made to conform with Senate Bill No. 1824.

On motion, **Senate Bill No. 1824**, on same subject, was substituted for House Bill No. 1867.

Rep. Purcell moved that **Senate Bill No. 1824** be passed on third and final consideration.

Rep. Purcell moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 1824 by inserting in the amendatory language of Section 3 in the second sentence between the words "general sessions judge," and "the county election commission" the language "or the only attorney candidate legally withdraws,".

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Purcell moved that **Senate Bill No. 1824**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	4
Present and not voting. . . . .	1

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain,

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

Callicott, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

Representatives voting no were: Chiles, Copeland, Shirley, Sipes -- 4.

Representatives present and not voting were: Head -- 1.

A motion to reconsider was tabled.

**House Bill No. 1786** -- General Assembly -- Removes termination date of select committee on children and youth. Amends TCA 3-15-206.

On motion, House Bill No. 1786 was made to conform with Senate Bill No. 1673.

On motion, **Senate Bill No. 1673**, on same subject, was substituted for House Bill No. 1786.

Rep. Purcell moved that **Senate Bill No. 1673** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	95
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittfe, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

A motion to reconsider was tabled.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

**House Bill No. 1862 -- Motor Vehicles -- Revises penalties for violation of bumper law. Amends TCA 55-9-215.**

Rep. Rhinehart moved that House Bill No. 1862 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	92
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Kent, Kernell, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 92.

A motion to reconsider was tabled.

**House Bill No. 1589 -- Correction, Dept. of -- Authorizes commissioner to confiscate certain items detrimental to security. Amends TCA, Title 4, Ch. 6.**

On motion, House Bill No. 1589 was made to conform with Senate Bill No. 1607.

On motion, Senate Bill No. 1607, on same subject, was substituted for House Bill No. 1589.

Rep. Rhinehart moved that Senate Bill No. 1607 be passed on third and final consideration.

Rep. Williams moved to amend as follows:

**Amendment No. 1**

Amend Senate Bill No. 1607 by changing the period at the end of Section 2 to a semi-colon, and by adding the following language:

provided, however, contraband shall not include cash unless such cash is proceeds of illegal activity.

On motion, Amendment No. 1 was adopted.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

Thereupon, Rep. Rhinehart moved that **Senate Bill No. 1607**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

A motion to reconsider was tabled.

**House Bill No. 1936 -- Taxes, Sales --** Provides that certain accessories for motor vehicles be considered single article. Amends TCA, Title 67, Ch. 6.

Rep. Rhinehart moved that **House Bill No. 1936** be passed on third and final consideration.

Rep. Bragg moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

**Amendment No. 1**

Amend House Bill No. 1936 by deleting the last section and by substituting instead the following:

This act shall take effect on April 1, 1990, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, Rep. Rhinehart moved that **House Bill No. 1936**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	78
Noes. . . . .	15
Present and not voting. . . . .	1



**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Good, Gunnels, Halteman, Hassell, Head, Henry (Roane), Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moore (Lawrence), Moore (Shelby), Napier, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stallings, Starnes, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, Wheeler, Williams, Winningham, Wolfe, Yelton, Mr. Speaker Murray -- 78.

Representatives voting no were: Coffey, Copeland, Givens, Harrill, Haun, Herron, Moody, Niceley, Robinson (Washington), Sipes, Stamps, Turner, C. (Shelby), West, Whitson, Wood -- 15.

Representatives present and not voting were: Clark -- 1.

A motion to reconsider was tabled.

**House Bill No. 1593 -- Human Services, Dept. of -- Establishes right of subrogation to recover certain Social Security benefits. Amends TCA, Title 71, Ch. 1, Pt. 1.**

On motion, House Bill No. 1593 was made to conform with Senate Bill No. 1601.

On motion, **Senate Bill No. 1601**, on same subject, was substituted for House Bill No. 1593.

Rep. Buck moved that **Senate Bill No. 1601** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson,

MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY

Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray  
-- 97.

A motion to reconsider was tabled.

#### CONSENT CALENDAR

**\*House Bill No. 1626 -- Sunset Laws --** Extends termination date of the oil and gas board. Amends TCA, Title 4, Ch. 29; Title 60, Ch. 1; Title 66, Ch. 7.

On motion, House Bill No. 1626 was made to conform with Senate Bill No. 1708.

On motion, Senate Bill No. 1708, on same subject, was substituted for House Bill No. 1626.

**House Bill No. 1677 -- Sunset Laws --** Extends termination date of state soil conservation committee. Amends TCA, Title 4, Ch. 29; Title 43, Ch. 14; Title 69, Ch. 7.

On motion, House Bill No. 1677 was made to conform with Senate Bill No. 1697.

On motion, Senate Bill No. 1697, on same subject, was substituted for House Bill No. 1677.

**House Bill No. 2045 -- Sunset Laws --** Extends termination date of the Goodwyn Institute commission. Amends TCA, Title 4, Chs. 29, 50.

**House Bill No. 1902 -- Game and Fish Laws --** Authorizes designation of one day each year when sport fishing license requirements are suspended. Amends TCA, Title 70.

On motion, House Bill No. 1902 was made to conform with Senate Bill No. 1776.

On motion, Senate Bill No. 1776, on same subject, was substituted for House Bill No. 1902.

**House Bill No. 1903 -- Game and Fish Laws --** Requires commercial fisherman to supply own identifying tags; establishes criteria for such tags. Amends TCA 70-4-119.

On motion, House Bill No. 1903 was made to conform with Senate Bill No. 1637.

On motion, Senate Bill No. 1637, on same subject, was substituted for House Bill No. 1903.

**House Bill No. 1664 -- Sunset Laws --** Extends termination date of the hemophilia advisory committee. Amends TCA, Title 4, Ch. 29; Title 68, Ch. 41.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

On motion, House Bill No. 1664 was made to conform with Senate Bill No. 1707.

On motion, Senate Bill No. 1707, on same subject, was substituted for House Bill No. 1664.

**House Joint Resolution No. 0630 -- Memorials, Sports -- Honors**  
Westview High School girls' basketball team on winning Martin Lions Club Christmas tournament.

**House Joint Resolution No. 0631 -- Memorials, Condolence --**  
Honors memory of Dr. Lonnie Roy Boaz, Jr.

**House Joint Resolution No. 0632 -- Memorials, Sports -- Honors**  
Oneida High School football team on reaching semifinals of TSSAA Class A.

**House Bill No. 2580 -- Polk County -- Prohibits medical waste**  
incinerators.

**House Bill No. 2581 -- Bradley County -- Prohibits medical waste**  
incinerators.

**House Bill No. 2585 -- Smithville -- Allows certain persons to**  
vote in municipal elections. Amends Chapter 486, Private Acts of 1941, as amended.

Pursuant to Rule No. 50, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	97
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson,

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray  
-- 97.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

MR. SPEAKER: Pursuant to Rule No. 31, I wish to express a desire to change my original stand from no to aye on House Bill No. 1936 and have this statement entered in the Journal.

Rep. Bill Sipes

**UNFINISHED BUSINESS**

**NOTICE TO ACT ON SENATE MESSAGES**

Pursuant to Rule No. 59, the sponsor(s) gave notice of intent to consider the following measure(s) from the Senate on Wednesday, February 21, 1990:

Senate Bill No. 959: Rep. Davidson.

**HOUSE BILL REFERRED**

Rep. Kernell moved that House Bill No. 1629 be recalled from the General Welfare Committee and referred to the Conservation and Environment Committee, which motion prevailed.

**BILL RETURN REQUESTED**

Pursuant to Rule No. 54, Rep. Henry (Roane) moved that the Clerk request the return of House Bill No. 2139 from the Governor, which motion prevailed.

**BILLS WITHDRAWN**

On motion of Rep. Whitson, House Joint Resolution No. 552 was recalled from the Calendar and Rules Committee.

On motion of Rep. Whitson, House Joint Resolution No. 552 was withdrawn from the House.

On motion of Rep. Kisber, House Bill No. 665 was recalled from the Commerce Committee.

On motion of Rep. Kisber, House Bill No. 665 was withdrawn from the House.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

**SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Bill No. 1708:** Rep(s). C. Turner (Shelby) added as prime sponsor(s).

**House Bill No. 1863:** Rep(s). Coffey added as sponsor(s).

**House Bill No. 2300:** Rep(s). Napier added as prime sponsor(s).

**House Bill No. 2557:** Rep(s). Bell added as prime sponsor(s).

**SPONSORS REMOVED**

On motion, Rep. Henry (Putnam) was removed as sponsor of House Bill No. 1659.

On motion, Rep. Stallings was removed as sponsor of House Bill No. 1735.

**INTRODUCTION OF RESOLUTIONS**

**\*House Resolution No. 0098 --** General Assembly, Review Or Ratification of Rules -- Ratifies amendments and revisions to Rules of Civil Procedure promulgated by Supreme Court. by \*Burnett, \*Buck.

The Speaker referred House Resolution No. 98 to the Judiciary Committee.

**\*House Resolution No. 0099 --** General Assembly, Review Or Ratification of Rules -- Ratifies Uniform Child Support Guideline Rules promulgated by Supreme Court. by \*Burnett, \*Buck.

The Speaker referred House Resolution No. 99 to the Judiciary Committee.

**\*House Resolution No. 0100 --** General Assembly, Review Or Ratification of Rules -- Ratifies amendments and revisions to Rules of Appellate Procedure promulgated by the Supreme Court. by \*Burnett, \*Buck.

The Speaker referred House Resolution No. 100 to the Judiciary Committee.

**House Resolution No. 0102 --** Memorials, Recognition -- Honors older workers during "Hire the Older Worker Week". by \*Murray.

The Speaker referred House Resolution No. 102 to the Calendar and Rules Committee.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

**House Joint Resolution No. 0633** -- Naming and Designating -- Designates March 2, 1990 as "Arbor Day"; commends Bristol for planting 1,000,000 trees by 1996. by \*Holcomb.

The Speaker referred House Joint Resolution No. 633 to the Calendar and Rules Committee.

**House Joint Resolution No. 0634** -- Memorials, Public Service -- Congratulates Willard Richardson, Mayor of Atwood. by \*Herron, \*Ridgeway.

The Speaker referred House Joint Resolution No. 634 to the Calendar and Rules Committee.

**House Joint Resolution No. 0635** -- Memorials, Recognition -- Honors older workers during "Hire the Older Worker Week". by \*Pinion.

The Speaker referred House Joint Resolution No. 635 to the Calendar and Rules Committee.

**House Joint Resolution No. 0636** -- Memorials, Personal Occasion -- Honors Edith and Vestal Hopson on fiftieth wedding anniversary. by \*Whitson.

The Speaker referred House Joint Resolution No. 636 to the Calendar and Rules Committee.

**House Joint Resolution No. 0637** -- Memorials, Personal Occasion -- Congratulates Nathan Thaddeus "N.T." Richardson on 104th birthday. by \*Stallings, \*Bragg, \*Naifeh, \*Ridgeway.

The Speaker referred House Joint Resolution No. 637 to the Calendar and Rules Committee.

**House Joint Resolution No. 0638** -- Memorials, Congress -- Memorializes Congress to propose constitutional amendment prohibiting physical desecration of American flag. by \*Hillis, \*Rhinehart, \*Scruggs, \*Bell, \*Winningham, \*Moore C, \*Pinion, \*Napier, \*Curlee, \*Hobbs, \*Ussery, \*Yelton, \*Moore U A, Hassell, Niceley, Shirley, Moody, Starnes, Wood.

The Speaker referred House Joint Resolution No. 638 to the Calendar and Rules Committee.

**SENATE JOINT RESOLUTIONS**  
**(Congratulatory and Memorializing)**

**\*Senate Joint Resolution No. 0483** -- Naming and Designating -- Names National Guard Armory in Nashville the "Clement/Nunally National Guard Armory".

The Speaker referred Senate Joint Resolution No. 483 to the Calendar and Rules Committee.

MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY

#### INTRODUCTION OF BILLS

\*House Bill No. 2589 -- Utilities, Utility Districts -- States method of selecting members of board of commissioners for certain utility districts. Amends TCA, Title 7, Ch. 82. by \*Robinson Robb, \*Garrett, \*Love, \*Pruitt, \*Odom, \*Austin, \*West, \*Halteman, \*Clark, \*Purcell, \*Chiles.

Passed first consideration.

House Bill No. 2590 -- Washington County -- Clarifies authority over dog and cat control program. Amends Chapter 167, Private Acts of 1986. by \*Good, \*Robinson Ruth.

Passed first consideration.

House Bill No. 2591 -- Williamson County -- Authorizes animal control officers to issue citations in certain circumstances. by \*Callicott, \*Hobbs.

Passed first consideration.

#### SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 1538 -- Oneida -- Authorizes City of Oneida to own and operate cable TV. Amends Chapter 211, Private Acts of 1917, as amended.

Held on the Clerk's desk pending third consideration of companion House Bill No. 1522.

Senate Bill No. 1971 -- Utilities, Utility Districts -- Permits appointment of customers to municipal electric boards. Amends TCA 7-52-107.

Held on the Clerk's desk pending third consideration of companion \*House Bill No. 1745.

\*Senate Bill No. 2218 -- Private Protective Services -- Exempts unarmed private protective service personnel from Private Protective Services Licensing and Regulatory Act under certain conditions. Amends TCA 62-35-103.

Held on the Clerk's desk pending third consideration of companion House Bill No. 2205.

#### HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2586 -- Dekalb County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

**\*House Bill No. 2587** -- Food and Food Products -- Passed second consideration and referred to the Agriculture Committee.

**House Bill No. 2588** -- Campbell County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**RECALLED**

The following was/were recalled from the Council on Pensions and Insurance: House Bill(s) No(s). 1796, 1852 and 2504.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**Monday, February 20, 1990**

MR. SPEAKER: The officers of your Calendar and Rules Committee beg leave to report that we have set the following bill(s) and/or resolution(s) on the Consent Calendar for Wednesday, February 21, 1990: House Resolution(s) No(s). 102; also, House Joint Resolution(s) No(s). 634, 635, 636, 637 and 638.

PHILLIPS, Chairman.

**MESSAGE FROM THE SENATE**

**February 19, 1990**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 501 and 2174; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLY : W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

**February 19, 1990**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 609, 610, 624 and 629; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENGROSSED BILLS**

**February 19, 1990**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 1862, 1936,



**MONDAY, FEBRUARY 19, 1990 -- SIXTY-SEVENTH LEGISLATIVE DAY**

2045, 2580, 2581 and 2585; also, House Joint Resolution(s) No(s). 630, 631 and 632; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,  
Chief Engrossing Clerk.

**MESSAGE FROM THE GOVERNOR**  
**February 19, 1990**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 2139, per your request.

DAVID H. WELLES,  
Counsel to the Governor.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 97

Representatives present were: Anderson, Armstrong, Austin, Bell, Bittle, Bivens, Bragg, Buck, Burchfield, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Gaia, Garrett, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Moody, Moore (Lawrence), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 97.

On motion of Rep. Naifeh, the House adjourned until 2:00 p.m., Wednesday, February 21, 1990.